

34 the Company : *Provided*, however, that either party,
 35 not satisfied with the award which may be given as
 36 above, may appeal to the Court of Pleas and Quarter
 37 Sessions of the County in which the land may be sit-
 38 uated, who may, as in the case of assessments of lands,
 39 confirm or disaffirm the report of the freeholders, su-
 40 persede them or any of them, and appoint others in
 41 their stead, or direct another view and report to be
 42 made, as often as may be necessary.

SEC. XXVIII. If the President and Directors, in enter-
 2 ing upon the land of any person under the authority of
 3 this Act, for the purpose of laying out, constructing,
 4 enlarging, altering or repairing any of their said works,
 5 shall by themselves or their officers, do any wanton or
 6 wilful injury to such land or its appurtenances, or to
 7 the crops growing or gathered, or any other property
 8 thereon, the North Carolina Rail Road Company shall
 9 pay to the person so injured double the amount of
 10 damages which shall be assessed by a jury in any
 11 proper action therefor; or if said injury be done by
 12 any person or persons who may have contracted with
 13 the Company for the construction of any portion of the
 14 Road, or any works connected therewith, he or they
 15 shall be responsible to the party injured in the like
 16 amount.

SEC. XXIX. Whenever, in the construction of said
 2 Rail Road, it shall be necessary to cross or intersect
 3 any established Road or way, it shall be the duty of
 4 the President and Directors, so to construct the said
 5 Rail Road across such established roads or ways,
 6 as not to impede the passage or transportation of per-
 7 sons or property along the same, or when it shall be
 8 necessary to pass through the land of any individual,
 9 it shall also be their duty to provide for such individ-
 10 ual a proper wagon way across said Rail Road from
 11 one part of his land to the other : *Provided*, however,
 13 that in order to prevent the frequent crossing of es-